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Attorneys for Defendants Wells Fargo &
 Company and Wells Fargo Bank, N.A.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

MOSTAFA TOFIGHBAKHSH,

 Plaintiff,

 vs.

 WELLS FARGO & COMPANY, WELLS
 FARGO BANK, N.A., and DOES 1-25, inclusive,

 Defendant.

Case No. C 10-00830 SC

**STIPULATED REQUEST AND
~~[PROPOSED]~~ ORDER CONTINUING
 CASE MANAGEMENT CONFERENCE TO
 AUGUST 11, 2010 AND HEARING ON
 DEFENDANTS' MOTION TO DISMISS TO
 JULY 23, 2010**

Compl. Filed: December 23, 2009

Honorable Samuel Conti

Pursuant to N.D. Cal. Civil L.R. 6-2, Defendants Wells Fargo & Company¹ and Wells Fargo Bank, N.A. and Plaintiff Mostafa Tofighbakhsh (collectively, "Parties") jointly submit this Stipulated Request and [Proposed] Order Continuing Case Management Conference to August 11, 2010 and Hearing On Defendants' Motion to Dismiss to July 23, 2010.

¹ Defendants submit this Stipulation subject to, and reserving all rights regarding, their position that Wells Fargo & Company was fraudulently joined in this action.

1 WHEREAS, Plaintiff has filed a Motion to Remand, which is currently set to be heard on
2 May 28, 2010;

3 WHEREAS, Defendants have filed a Motion to Dismiss, which is currently set to be heard
4 on June 25, 2010;

5 WHEREAS, the initial case management conference in this action is currently set for June
6 16, 2010;

7 WHEREAS, the Parties wish to conserve resources by having the Court determine the
8 following threshold issues before the first case management conference: (a) whether the Court has
9 jurisdiction over this dispute and, (b) whether Plaintiff has stated a claim for relief;
10

11 WHEREAS, there have been no previous modifications of time in this case;

12 WHEREAS, the Parties do not anticipate this modification will have any significant impact
13 on the case;
14

15 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the
16 undersigned Parties, through their counsel of record, subject to the approval of the Court, as follows:
17

18 1. The Case Management Conference currently on calendar for June 16, 2010 shall be
19 continued to August 11, 2010.
20

21 2. Defendants' Motion to Dismiss currently on calendar for June 25, 2010 shall be
22 continued to July 23, 2010.
23

24 DATED: May 25, 2010

25 /s/ Ali Abtahi
26 *Signatory concurs in the filing of this document*
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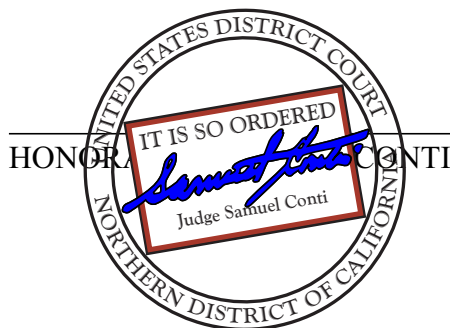
ORDER

Pursuant to the stipulated request of the parties, this Court hereby orders that:

1. The Case Management Conference currently on calendar for June 16, 2010 shall be continued to ~~August 11, 2010~~. August 13, 2010.

2. Defendants' Motion to Dismiss currently on calendar for June 25, 2010 shall be continued to July 23, 2010.

Date: 6/2/10



REED SMITH LLP
A limited liability partnership formed in the State of Delaware

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 Defendant.

Case No. C 10-00830 SC

DECLARATION OF KEITH D. YANDELL

Compl. Filed: December 23, 2009

Honorable Samuel Conti

I, KEITH D. YANDELL, DECLARE:

1. I am an attorney at law, licensed to practice in the Northern District of California, and an associate at the law firm of Reed Smith LLP, attorneys for Defendants Wells Fargo & Company and Wells Fargo Bank, N.A. I make the following declaration of my own knowledge, and if called as a witness I could and would testify to the same.

By /s/ Keith D. Yandell